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Via Email and U.S. Mail

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Re: Response to CERCLA 104(e) Request for Information

I am counsel to 101 Frost Associates L.P. ("101 Frost L.P."), 101 Frost Street Corporation ("101 Frost Corp."), Next Millennium Realty LLC ("Next Millennium"), Jerry Spiegel Associates, Inc. ("JSA") (Collectively, the "104(e) Responders"). I have been representing the 104(e) Responders and their predecessors in interest since 1993 and I am fully familiar with the facts and documents relevant to this response. Furthermore, I maintain the documents relevant to this response and the Site in my office.

General Information

The property located at 101 Frost Street ("101 Frost Property") in the New Cassel Industrial Area ("NCIA") is currently owned by 101 Frost L.P. The complete ownership history of the 101 Frost Property is contained in Responses to Information Requests 1, 2, and 3 below. 101 Frost L.P. is managed by its general partner, 101 Frost Corp. At no time have the 104(e) Responders, or any of their predecessors in ownership, occupied or conducted operations on the 101 Frost Property.

The property located at 89 Frost Street ("89 Frost Property") in the NCIA is currently owned by Next Millennium. The property located at 770 Main Street ("770 Main Property") in the NCIA is currently owned by Next Millennium. The complete ownership history of the 770 Main Property and 89 Frost Property is contained in

Responses to Information Requests 1, 2 and 3 below. Since 1998, the 770 Main and 89 Frost Properties were and are being leased as a retail mall and parking area. During this time period no commercial or industrial operations have been conducted on the two properties. Between the mid 1960's and 1998, the 770 Main and 89 Frost Properties each had a commercial building on each of the properties that were leased to commercial/industrial tenants. At no time have the 104(e) Responders, or any of their predecessors in ownership, occupied or conducted operations on the 770 Main or 89 Frost Properties.

JSA is a real estate management company that manages the 770 Main Property, 89 Frost Property, 101 Frost Property (collectively, the "Frost Street Properties"), and multiple other properties. JSA has never owned, occupied or conducted operations on any of the Frost Street Properties, or any other property. JSA is strictly a management company that manages the businesses of its clients that own real estate. JSA typically negotiates leases, collects rents and pays expenses on behalf of its clients.

Response to Request for Information 1

Next Millennium is a Domestic Limited Liability Company formed under the laws of the State of New York. The registered address of Next Millennium with the Department of State is; Jerry Spiegel Associates, Inc., 375 North Broadway, Jericho, New York 11753. Next Millennium was formed on August 6, 1997. At all times since, January 8, 1998, Next Millennium has owned the 89 Frost Property and the 770 Main Property. Next Millennium is the successor in interest to various prior owners of 89 Frost and 770 Main properties.

Currently, Next Millennium is co-managed by Alan Eidler, Pamela Sanders, and Lise Wilks.

Next Millennium does not have a designated agent for service with the Department of State.

101 Frost L.P. is a Domestic Limited Partnership formed under the laws of the State of New York. The registered address of 101 Frost L.P. with the Department of State is: Jerry Spiegel Associates, Inc., 375 North Broadway, Jericho, New York 11753. 101 Frost L.P. was formed on February 24, 1997. At all times since, February 24, 1997, 101 Frost L.P. has owned the 101 Frost Property.

Currently, 101 Frost L.P. is co-managed by Alan Eidler, Pamela Sanders, and Lise Wilks.

101 Frost L.P. has the following designated agent for service with the Department of State: Jerry Spiegel Associates, Inc., 375 North Broadway, Jericho, New York 11753.

At all relevant times, 101 Frost Corp. was and is the General Partner of 101 Frost L.P. 101 Frost Corp. is a Domestic Corporation formed under the laws of the State of New York. The registered address of 101 Frost Corp. with the Department of State is: Jerry Spiegel Associates, Inc., 375 North Broadway, Jericho, New York 11753. 101 Frost Corp. was formed on February 20, 1997.

Currently, 101 Frost Corp. is co-managed by Alan Eidler, Pamela Sanders, and Lise Wilks.

101 Frost Corp. has the following designated agent for service with the Department of State: Jerry Spiegel Associates, Inc., 375 North Broadway, Jericho, New York 11753.

At all relevant times, JSA was and is the property manager for the Frost Street Properties and is a Domestic Corporation formed under the laws of the State of New York. The registered address of JSA with the Department of State is: Jerry Spiegel Associates, Inc., 375 North Broadway, Jericho, New York 11753. JSA was formed on April 28, 1955.

Currently, Alan Eidler is the Chief Executive Officer of JSA.

JSA has the following designated address for service with the Department of State: Jerry Spiegel Associates, Inc., 375 North Broadway, Jericho, New York 11753.

Request for Information 2

See Response to Request for Information 1 above and Response to Request for Information 3 below.

See also Title Report at Attachment 1.

Request for Information 3

See Responses to Requests for Information 1 and 2 above.

See also, Lease Documents at Attachment 2 and Tenant Documents at Attachment 2A.

A. 101 Frost Street Property Ownership History

The 101 Frost Property was initially acquired by Jerry Spiegel by deed dated October 10, 1958 and recorded October 14, 1958. Transferred by Jerry Spiegel to Pence Construction Corp. by deed dated May 21, 1964 and recorded on May 27, 1964. The property was immediately transferred back to Jerry Spiegel by Pence Construction Corp. by deed dated May 21, 1964 and recorded on May 27, 1964.

Pence Construction Corp. is a dissolved New York Domestic Corporation.

The 101 Frost Property was transferred to Bancroft Construction Corp. by deed dated July 8, 1966 and recorded on July 12, 1966. Bancroft Construction Corp. was a domestic corporation formed under the laws of New York. Bancroft Construction Corp. has been dissolved.

The 101 Frost Property was transferred by Bancroft Construction Corp. to Bethpage Funding Co. by deed dated December 27, 1984 and recorded on December 28, 1984.

Bethpage Funding Co. was a general partnership filed in May of 1983. It was dissolved in February of 1990 and restructure as a limited partnership in 1990.

Bethpage Funding Co., the limited partnership, amended its name on April 7, 2005 to Bethpage Funding Co. L.P. Bethpage Funding General Corp. is the general partner of the limited partnership. Bethpage Funding General Corp. is a domestic corporation incorporated on January 31, 1990. It has a registered address for service of process to Spiegel Associates, Inc. 375 North Broadway, Jericho NY 11753.

The 101 Frost Property was transferred by Bethpage Funding Co. to K.B. Co. by deed dated January 1, 1987 and filed on January 9, 1987. At the time of the transfer, K.B. Co. was a general partnership. It was dissolved and reconstituted as a limited partnership in July of 1990.

K.B. Co., the limited partnership, amended its name on April 7, 2005 to K.B. Co. 2 L.P. K.B. General Ent. Corp. is the general partner of the limited partnership. K.B. General Ent. Corp. is a domestic corporation incorporated on February 2, 1990. It has a registered address for service of process to Spiegel Associates, Inc. 375 North Broadway, Jericho NY 11753.

The 101 Frost Property was transferred by K.B. Co. to 101 Frost L.P. by deed dated February 24, 1997 and filed on March 7, 1997.

B. 89 Frost Street Property Ownership History

The 89 Frost Property was initially acquired by Jerry Spiegel by deed dated October 10, 1958 and recorded October 14, 1958. Transferred by Jerry Spiegel to Pence Construction Corp. by deed dated April 18, 1979 and recorded on April 23, 1979. The property was immediately transferred back to Jerry Spiegel by Pence Construction Corp. by deed dated April 18, 1979 and recorded on April 23, 1979.

Pence Construction Corp. is a dissolved New York Domestic Corporation.

The 89 Frost Property was transferred by Jerry Spiegel to 89 Frost L.P. by deed dated July 10, 1995 and filed on August 25, 1995.

The 89 Frost Property was transferred by 89 Frost L.P. to Next Millennium by deed dated January 8, 1998 and recorded on January 28, 1998.

C. 770 Main Street Property Ownership History

The 770 Main Property was initially acquired by Jerry Spiegel by deed dated March 6, 1964 and recorded on March 9, 1964. Transferred by Jerry Spiegel to Pence Construction Corp. by deed dated April 22, 1964 and recorded on April 23, 1964.

The property was immediately transferred back to Jerry Spiegel by Pence Construction Corp. by deed dated April 22, 1964 and recorded on April 23, 1964.

Pence Construction Corp. is a dissolved New York Domestic Corporation.

The 770 Main Property was transferred by Jerry Spiegel to Trusts for the Benefit of Pamela Spiegel and Lise Spiegel by deed dated January 2, 1979 and recorded on November 11, 1979. Emily Spiegel was the Trustee of the trust. The Trusts are dissolved.

By two deeds, the property was transferred by the Trusts for the Benefit of Pamela Spiegel and Lise Spiegel to Le Blavi Associates, L.P. ("Le Blavi"). The deeds were dated March 4, 1992 and January 1, 1993. The deeds were recorded on September 28, 1992 and February 25, 1993.

Le Blavi is a New York Limited Partnership. It was formed on January 27, 1992. Le Blavi is currently inactive.

By deed dated February 20, 1997 and recorded on March 7, 1997, the property was transferred by Le Blavi to 770 Main Street Associates, L.P. 770 Main Street Associates, L.P. was a domestic limited partnership formed under the laws of the State of New York on February 18, 1997. 770 Main Street Associates, L.P. is dissolved. The General Partner of 770 Main Street Associates L.P. was 770 Main Street Corp. A corporation formed under the laws of the State of New York. 770 Main Street Corp. is also dissolved.

Next Millennium acquired the property from 770 Main Street Associates, L.P. by deed dated January 8, 1998 and recorded on January 28, 1998.

D. Frost Street Properties Lease History/Operations

1. Generation of Hazardous Substance

As discussed above, the Next Millennium, 101 Frost L.P. (collectively, the "Frost Street Parties") or their predecessors in interest have been the owners and landlords for the Frost Street Properties. At no time has any Frost Street Party or their predecessors in interest, engaged in any manufacturing or commercial activity which generated, utilized or disposed of any hazardous wastes at the Frost Street Properties.

The Frost Street Parties have engaged in remedial activity that have removed hazardous substances from the sites and the disposal of these hazardous substances in accordance with applicable law. Specifically, the Frost Street Parties have removed contaminated soils from the sites and disposed of the soils as hazardous substances. Moreover, spent carbon from the remedial system currently in operation is also disposed of as hazardous substance.

Historically, the Frost Street Parties have leased the Frost Street Properties to tenants who have utilized the Frost Street Properties pursuant to the terms of the tenants' leases. At no time have the Frost Street Parties engaged in any activity at the Frost Street Sites, other than that as owner and landlord.

2. Lease History and Site Operation

a. 89 Frost Street

The 89 Frost Street Site is comprised of approximately 3.5 acres of land located at 89 Frost Street in North Hempstead, Nassau County. A 55,000 square foot facility located on the property was utilized by certain tenants and subtenants for commercial/industrial manufacturing between approximately 1964, when the building on the site was erected, through 1998 when the structures on the site were demolished. The site had an on-site sanitary system and numerous drywells up until February of 1983 when it was connected to the municipal sewer system. The site currently consists of a paved parking area.

Commencing in 1966, Joseph Pufahl, Herman Pufahl, and Charles Pufahl (collectively the “Pufahl Brothers”) and their wholly owned corporate entities, Pufahl Realty Corp., Northern State Realty Corp., Northern State Realty Co., Lincoln Processing Corp., and Adchem Corp. entered into a lease and/or obtained control over the 89 Frost Street Property. The Pufahl Brothers maintained control of the 89 Frost Street Property through 1977 when they relinquished their rights under the Lease Purchase Agreement dated April 1, 1966 (the “Lease Purchase Agreement”) following a fire that destroyed the structure at the 89 Frost Street Site. For a number of years, the Pufahl Brothers subleased the premises to other Pufahl entities and/or Marvex. These entities conducted manufacturing activities at the 89 Frost Street Site through 1977. Upon information and belief, the Pufahl Brothers and related entities and/or their subtenants, disposed of chlorinated solvents at the 89 Frost Street site.

The Pufahl Brothers initially leased the 89 Frost Street Site through Pufahl Realty Corp. pursuant to the Lease Purchase Agreement. The Lease Purchase Agreement was for a term of twenty years without granting the landlord early termination rights. The Lease Purchase Agreement granted complete dominion and control of the 89 Frost Street Site to the Pufahl Brothers and the Pufahl Defendants. Specifically, the Lease Purchase Agreement required the Pufahl Defendants to pay all fire and liability insurance, taxes and assessments, water and utilities, and costs of repairs and maintenance of the premises, including some structural repairs. Moreover, the Pufahl Defendants were given complete discretion to make assignments of the lease and subleases of the premises without the consent of the landlord, and the unconditional right to purchase the property at a predetermined price.

Lincoln Processing Corp and Laminar Processing Corp, two other entities under the Pufahl Brothers’ control, guaranteed the obligations under the Lease Purchase Agreement.

Shortly after entering into the Lease Purchase Agreement, the Pufahl Brothers changed the name of the Pufahl Realty Corp to Northern State Realty Corp. At some point before 1973, Northern State Realty Co. a partnership comprised of the Pufahl Brothers, assumed all rights and obligations under the Lease Purchase Agreement.

On or about 1977, Northern State Realty Co. commenced an action in the Supreme Court of New York State seeking enforcement of its right to purchase the 89

Frost Street Site pursuant to the terms of the Lease Purchase Agreement. The litigation was concluded when the Pufahl Brothers, Pufahl Realty Corp, Northern State Realty Corp, Northern State Realty Co., Lincoln Processing Corp. and Adchem Corp (collectively, the “Pufahl Defendants”) all executed a settlement agreement as Lessees. See Settlement Documents at Attachment 3.

Upon information and belief, after taking possession of the 89 Frost Street Property in 1966, the Pufahl Defendants began conducting manufacturing at the 89 Frost Property. Upon information and belief, the initial manufacturing at the facility was conducted by a joint venture between two of the Pufahl defendants, Lincoln Processing Corp. and Adchem. The Pufahl Defendants conducted a single enterprise at the site pursuant to which certain Pufahl Defendants provided product and assisted other defendants in the manufacturing of products that were marketed through the Pufahl Defendants. The Pufahl Defendants utilized hazardous substances in their manufacturing processes. See Witness Affidavits at Attachments 4 and 5.

The Lease Purchase Agreement conferred many indicia of ownership and control on the Pufahl Defendants, including: (1) an extended term of twenty years without granting Landlord early termination rights; (2) a grant of complete control of the 89 Frost Street Site to the Pufahl Brothers and their related entities; (3) no restrictions on use; (4) a requirement for the Pufahl Defendants to pay all fire and liability insurance, taxes and assessments, water and utilities, and costs of repairs and maintenance of the premises, including some structural repairs for the property; (5) the complete discretion to make assignments of the lease and subleases of the premises without the consent of the Landlord; and (6) the right to purchase the property at a predetermined price. All factors which confer CERCLA ownership status on the Pufahl Defendants under the Commander Oil v. Barlo, 215 F.3d. 321 (2nd Cir. 2000). See also Weinstock Expert Report at Attachment 6.

Upon information and belief, on or about 1973, the Pufahl Defendants, through Northern State Realty Co. subleased the 89 Frost Street site to Marvex. The Pufahl Defendants have produced documentation and testified that their subtenant, Marvex, utilized solvents in its manufacturing process at 89 Frost Street. See Adchem State 104(e) Response at Attachments 7, Deposition Transcript of John Pufahl at Attachment 8, and Deposition Transcript of Fred Margolin at Attachment 9.

At all times between 1978 and 1996, Korg U.S.A. through its acquired subsidiary Unicord, leased the 89 Frost Street Site and conducted manufacturing activities at the site. At this time, the Frost Street Parties are unaware of the specifics of the manufacturing processes or potential discharges during this time period by the Korg or Unicord tenancy.

b. 101 Frost Street

The 101 Frost Street Site is comprised of approximately 1.7 acres of land located at 101 Frost Street in North Hempstead, Nassau County. At all relevant time periods, a 35,000 square foot facility located on the property was used by the tenants for commercial activities. Prior to 1983, an on-site sanitary system was utilized at the site. In

approximately, February 1983, the 101 Frost Street Site was connected to the municipal sewer system. The site is entirely paved and/or covered by the footprint of the facility.

Between 1964 and 1972, the 101 Frost Street Site was occupied by Bronco Model Aircraft and its affiliated company, Physio-Chem Corp. as tenants. The Frost Street Parties are unaware of the exact nature or manufacturing activity or use of hazardous materials utilized by these tenants at the site.

Between 1972 and 1982, the 101 Frost Street Site was occupied by Nat Bassen Textiles as a tenant. Nat Bassen Textiles utilized the site for textile manufacturing. The Frost Street Parties are unaware of the exact nature or manufacturing activity or use of hazardous materials by Nat Bassen Textiles at the site.

Between 1982 and 1990 the site was leased to Autoline Automotive Corp., US-1 Marketing Group Inc., and Cobraline Manufacturing Corp. (collectively, the "Autoline Defendants"). Upon information and belief, the Autoline defendants conducted manufacturing and/or assembly activity at the site.

c. 770 Main Property

The 770 Main Street is comprised of approximately 1 acre of land located at 770 Main Street in North Hempstead, Nassau County. A commercial facility located on the property was utilized by certain tenants and subtenants for commercial activities and warehousing between approximately 1958 through 1998 when the structure on the site was demolished. The site had an on-site sanitary system and numerous drywells up until February of 1983 when it was connected to the municipal sewer system. The site is currently covered by a structure housing a retail department store.

The 770 Main Street site was leased to Allard Instruments, Applied Fluidics, Inc. between 1969 and 1982. Upon information and belief, these tenants were engaged in manufacturing activity as defense contractors. The exact nature of the manufacturing activities conducted is not known by the Frost Street Parties.

Between 1983 and 1990, the site was leased to Coronet and utilized as a warehouse. Upon information and belief, no manufacturing activity occurred during this time period at the site and it was utilized as a storage warehouse.

E. Relationship Between 104(e) Responders and Tenants

The 104(e) Responders had no relationship with the Frost Street Properties' tenants other than that of landlord. The 104(e) responders had no involvement with the operations of the tenants carried out on the Frost Street Properties.

Request for Information 4

See Attachment 11.

Request for Information 5

The 104(e) Responders never conducted any operations at the Frost Street Site other than acting as a landlord for the Frost Street Properties. Next Millennium and 101 Frost L.P. have also conducted remedial activities at the site pursuant to its obligations under Orders of Consent with the New York State Department of Environmental Conservation. These remedial activities have removed hazardous substances from the sites and the disposal of these hazardous substances in accordance with applicable law. Specifically, the Frost Street Parties have removed contaminated soils from the sites and disposed of the soils as hazardous substances. Moreover, spent carbon from the remedial system currently in operation is also disposed of as hazardous substance.

As discussed in Response to Request for Information 3 above, certain tenants and their sub-tenants utilized or may have utilized hazardous substances at the Frost Street Properties.

Request for Information 6

See Responses to Requests for Information 3 and 5 above.

Request for Information 7

See Responses to Requests for Information 3 and 5 above.

Request for Information 8

See Responses to Requests for Information 3 and 5 above.

Request for Information 9

See Responses to Requests for Information 3 and 5 above.

Request for Information 10

See Responses to Requests for Information 3 and 5 above.

Request for Information 11

Insurance policies for the Frost Street Parties' predecessors in interest and many of the tenants have been located. The carriers on these insurance policies have all been placed on notice of the EPA claim. All carriers have denied or reserved on their indemnification obligations. One carrier, Magna Carta Insurance is tendering a defense of the EPA claim under a policy. A complete list of possible insurance policies is

attached hereto as Attachment 9. Insurance information and policies are attached hereto as Attachment 10.

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The following individuals may have information relevant to the Site:

Name and Titles of Person with Information	Last Known Address	Last Known Telephone Number	Areas of knowledge
Fredric P. Werfel, P.E., Director of Construction and Property Management	Spiegel Associates 375 North Broadway Jericho, New York 11753	(516) 935-1100	General corporate knowledge, PRP liability, remedial activities, facility lay out and processes, site history and remedial costs.
Alan Eidler President and Chief Executive Officer	Spiegel Associates 375 North Broadway Jericho, New York 11753	(516) 935-1100	General corporate knowledge, lease information and remedial costs
Peter M. Varous Chief Financial Officer	Spiegel Associates 375 North Broadway Jericho, New York 11753	(516) 935-1100	Remedial costs.
Clifford Sondock Director of Leasing	Spiegel Associates 375 North Broadway Jericho, New York 11753	(516) 935-1100	General corporate knowledge, lease information, and PRP liability.
Jeffrey Wilks Vice President	Spiegel Associates 375 North Broadway Jericho, New York 11753	(516) 935-1100	General corporate knowledge, remedial process, remedial costs and PRP liability.
Art Sanders Limited Partner	Sanders Equity	(203)252-4444	General corporate knowledge, remedial process, remedial costs, and PRP liability.
Dean Anson	Anson Environmental, LTD	(631) 351-3555	Remedial process, remedial costs, remedial selection, liability, and site

Environmental Consultant	771 New York Avenue Huntington, NY 11743		specific information on the Arkwin Industries Site.
Joseph Heaney Environmental Consultant	Walden Associates 16 Spring Street Oyster Bay, New York 11771	(516) 624-7200	Remedial process, remedial costs, PRP liability, liability, general environmental information.
Kristin Scroope	Walden Associates 16 Spring Street Oyster Bay, New York 11771	(516) 624-7200	Remedial process, remedial costs, PRP liability, liability, general environmental information
Ted Schneeberg	Blue Horizon Flight Away		Remedial process, remedial design,
Nora Brew	Walden Associates 16 Spring Street Oyster Bay, New York 11771	(516) 624-7200	Remedial process, remedial costs, PRP liability, liability, general environmental information
Susan Satterwaite	Walden Associates 16 Spring Street Oyster Bay, New York 11771	(516) 624-7200	Remedial process, remedial costs, PRP liability, liability, general environmental information
Greta Spinner	Walden Associates 16 Spring Street Oyster Bay, New York 11771	(516) 624-7200	Remedial process, remedial costs, PRP liability, liability, general environmental information
Samantha Bennett	Walden Associates 16 Spring Street Oyster Bay, New York 11771	(516) 624-7200	Remedial process, remedial costs, PRP liability, liability, general environmental information
Peter Brighton	Walden Associates 16 Spring Street Oyster Bay, New York 11771	(516) 624-7200	Remedial process, remedial costs, PRP liability, liability, general environmental information
Darren Irkin	Walden Associates 16 Spring Street Oyster Bay, New York 11771	(516) 624-7200	Remedial process, remedial costs, PRP liability, liability, general environmental information
Nate Eichelberger	Walden Associates 16 Spring Street Oyster Bay, New York 11771	(516) 624-7200	Remedial process, remedial costs, PRP liability, liability, general environmental information
Michael Caggiano	Walden Associates 16 Spring Street Oyster Bay, New York 11771	(516) 624-7200	Remedial process, remedial costs, PRP liability, liability, general environmental information
Edward Savarese	33 Hammond Road East Northport, NY		Remedial process, remedial costs, PRP liability, liability, general environmental

	11731		information
Dewani Gomwalk	259 Melwood Ave, Apt 204 Pittsburgh, PA 15213		Remedial process, remedial costs, PRP liability, liability, general environmental information
Steven Byatt	221 Trapelo Rd. Belmont, MA 02478		Remedial process, remedial costs, PRP liability, liability, general environmental information
Feng Lui	PO Box 1198 Ada, OK 74820-1198		Remedial process, remedial costs, PRP liability, liability, general environmental information
Joel Caesar	126 33rd St, Apt A Hermosa Beach, CA 90254		Remedial process, remedial costs, PRP liability, liability, general environmental information
Brian Irving	26 Ridgefield Rd. Centerport, NY 11721		Remedial process, remedial costs, PRP liability, liability, general environmental information
Lee Kaplan	253-21 85th Rd. Bellerose, NY 11426		Remedial process, remedial costs, PRP liability, liability, general environmental information
Naomi Bancroft	4 Admiral Rd. Massapequa, NY 11758		Remedial process, remedial costs, PRP liability, liability, general environmental information
John Wallman	PO Box 59 Sea Cliff, NY 11579		Remedial process, remedial costs, PRP liability, liability, general environmental information
Linda Wilson	1887 Stewart Ave. Bellmore, NY 11710		Remedial process, remedial costs, PRP liability, liability, general environmental information
Karen Sheridan	53 Orleans Green Coram, NY 11727		Remedial process, remedial costs, PRP liability, liability, general environmental information
Robert Ott	4603 Middle Country Rd., Suite 115 Calverton, NY 11933		Remedial process, remedial costs, PRP liability, liability, general environmental information

Victoria Whalen	110 Grand Blvd., Apt. 1 Long Beach, NY 11564		Remedial process, remedial costs, PRP liability, liability, general environmental information
Mark Millspaugh	Sterling Environmental Engineering		Remedial activity and site activity.
Marla Rubin	Mohegan Lake New York 10547	(914) 736-2733	Remedial process and option, remedial selection and remedial costs
Peter Sacripanti	McDermott, Will and Emery 40 Rockefeller Center New York, New York	(212) 547-5583	Remedial process and option, remedial selection and remedial costs
Jeffrey Dyber	NYSDEC 625 Broadway Albany, New York	(518) 402-9764	Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages
Chittibabu Vasudevan	NYSDEC 625 Broadway Albany, New York	(518) 402-9764	Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages
Guy Bobersky	NYSDEC 625 Broadway Albany, New York	(518) 402-9764	Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages
Joseph Jones	NYSDEC 625 Broadway Albany, New York	(518) 402-9764	Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages
Robert DeCandia	NYSDEC 625 Broadway Albany, New York	(518) 402-9764	Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages
Salvatore Ervolina	NYSDEC 625 Broadway Albany, New York	(518) 402-9764	Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages
Alali Tomuno	NYSDEC 625 Broadway Albany, New York	(518) 402-9764	Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages
Dale Dessnoyers	NYSDEC 625 Broadway Albany, New York	(518) 402-9764	Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages

Loyd Leary	Powhattan Virginia		Adchem Liability
Obidiah Goodman	Powhattan Virginia		Adchem Liability
Robert Blanks	Milwaukee Wisconsin		Adchem Liability
June David Prince	Powhattan Virginia		Adchem Liability
Daniel Riesel	Sive Paget & Riesel 460 Park Avenue New York, New York	(212) 421-2150	PRP liability
John Pufahl	Adchem Corp. 1852 Old Country Road Riverhead, New York	631-727-6000	PRP liability
Charles Pufahl	Adchem Corp. 1852 Old Country Road Riverhead, New York	631-727-6000	PRP liability
Jacquelyn Nelson	NYS Department of Health		Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages
Peter J. Witkowski	Nassau County Department of Health		Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages
John Cahill	Lawler, Matusky & Skelley		Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages
Michael J. O'Toole	Formerly at New York State Department of Environmental Conservation		Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages
Keneth P. Wenz	Dvirka & Bartilucci		Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages.
John P. Black	ESC Engineering		Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages
James A. Sobieraj	ESC Engineering		Remedial costs, remedial process, remedial selection, liability, PRP liability, Compliance with NCP and damages

Persons with knowledge	Lawler, Matusky & Skelley		Site specific information for Atlas Graphics, liability of Atlas Graphics, nature and extent of contamination originating from Atlas Graphics site.
Persons with knowledge	CA Rich Lawler, Matusky & Skelley		Site specific information for Tischo Corp, liability of Tischo Corp., nature and extent of contamination originating from the Tischo Corp. sites.
Persons with knowledge	Anson Environmental Ltd.		Site specific information for Arkwin, liability of Arkwin, nature and extent of contamination originating from the Arkwin site.
Persons with knowledge	Lawler, Matusky & Skelley Dvirka & Bartilucci O'Brien Gere Earth Tech ERM Northeast CA Rich		Site specific information for Utility Manufacturing, Wonder King Site ("Utility"), liability of Utility, nature and extent of contamination originating from Utility site.
Persons with knowledge	P.W. Grosser Consulting Kalegeras & Grosser		Site specific information for Sulzer Metco, liability of Sulzer Metco, nature and extent of contamination originating from Sulzer Metco site.
Persons with knowledge	Eder Associates Gannett Flemming Impact Environmental		Information concerning the operations of Adchem Corp and its affiliated entities, use of solvents in adchem corp manufacturing processes, and other information concerning industrial activities of Adchem Corp and its affiliated entities.
Persons with knowledge	ESC Engineering of NY, PC Stearns and Wheeler, LLC ARCADIS		Site specific information for Vishay, General Semiconductor, General Instruments ("General Instruments") liability of General Instruments, nature and extent of contamination originating from General Instruments site.
Persons with knowledge	Malcolm Pirnie URS		Site specific information for GTE/Sylvania/Verizon ("GTE"), liability of GTE, nature and extent of contamination originating from GTE site.
Fred Margolin	Marvex		Manufacturing Activity at 89 Frost Street Site.

Persons with knowledge	Town of Hempstead		Remedial activity including installation of the air stripper and filtration at the municipal well field.
Person with knowledge	Bowling Green Water District		Remedial activity including installation of the air stripper and filtration at the municipal well field; costs of well field remedial activity; construction of air stripper.

Request for Information 13

See Attachment 11. In addition to the documents attached to this response, my office maintains an inventory of more than 3 million pages of documents. All of these documents, other than several hundred pages recently obtained have been produced to the State of New York in the state's cost recovery action. As discussed with Ms. Kolenberg this week, I have made an initial cull of the documents to assist EPA in locating the most useful documentation. If the EPA deems it useful, the entire set of documents is available for production. Many of these documents will be provided EPA by the other responders to this information request.

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Fred Werfel, Jeffrey Wilks, Arthur Sanders and Alan Eidler have previously been interviewed extensively by me concerning the Frost Street Properties. These individuals have some personal knowledge regarding the facts and information conveyed in this response. These individuals did not participate in the preparation of this response. The majority of information has been accumulated based upon my nearly twenty-year involvement in the Frost Street Properties as counsel, discovery in the various litigations and my extensive document review. None of these individuals or any employee of the 104(e) Responders has the requisite knowledge to certify this entire response.

The 104(e) Responders reserve all rights to amend and supplement this response as additional information is obtained or for any other reason.

Sincerely,



Kevin Maldonado

Attachments (via U.S. Mail)

Attorney Affirmation

Kevin E. Maldonado, being duly sworn, deposes and says:

1. I am admitted to practice law in the State of New York. I am over 18 years of age, and reside in Greene County, New York.
2. I certify under penalty of law that I have personally examined and I am familiar with the information submitted in this document (response to Request for Information regarding the New Cassel/Hicksville Site) and all documents submitted herewith, and I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are completed and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine or imprisonment. I am also aware of, and reserve, my right and obligation to supplement this response if additional information becomes available.

Dated: Windham, New York
September 27, 2013

A handwritten signature in dark ink, appearing to read "Kevin E. Maldonado", with a long horizontal flourish extending to the right.

Kevin E. Maldonado